

**FILED**

**JUL 26 2006**

**NOT FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS**

**CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS**

**FOR THE NINTH CIRCUIT**

ACHARMU YAZAID CROSBY,

Petitioner - Appellant,

v.

ARNOLD SCHWARZENEGGER, in his  
official capacity as the Governor of the  
State of California; et al.,

Respondents - Appellees.

No. 05-55330

D.C. No. CV-04-10584-PA

MEMORANDUM\*

Appeal from the United States District Court  
for the Central District of California  
Percy Anderson, District Judge, Presiding

Submitted July 24, 2006\*\*

Before: ALARCÓN, HAWKINS, and THOMAS, Circuit Judges.

California state prisoner Acharmu Yazaid Crosby appeals pro se from the district court's judgment dismissing his 28 U.S.C. § 2254 petition challenging the conditions of parole imposed following his conviction for being a felon in

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\* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

\*\* This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2). Accordingly, appellant's request for oral argument is denied.

possession of a firearm. We have jurisdiction pursuant to 28 U.S.C. § 2253. We review de novo, *see White v. Lambert*, 370 F.3d 1002, 1005 (9th Cir. 2004), and we affirm.

The district court correctly determined that Crosby failed to exhaust his state court remedies prior to filing his federal habeas petition. *See* 28 U.S.C. § 2254(b)(1). Accordingly, we decline to address Crosby's substantive contentions.

All pending motions are denied.

**AFFIRMED.**